



# STONEMAN LAW OFFICES, LTD.

Where innovation meets patent know-how

RECEIVED  
CENTRAL FAX CENTER  
SEP 20 2006

## FAX TRANSMISSION SHEET

**ATTORNEYS:**

Marty Stoneman  
Registered Patent Attorney  
Admitted in AZ, OH

Michael Volk Jr.  
Admitted in AZ

**REGISTERED PATENT**
**AGENTS:**

Ben Erlick

Daphne Foley

**PATENT CONSULTANTS:**

Rick Hill

Jim Patterson

Glenn Stoneman

**PATENT PARALEGALS:**

Vickie L. Bond

Wendy Scheiman

Jane Stoneman

**OF COUNSEL IN  
CALIF. MATTERS:**

Michael J. Ward  
Admitted in AZ, CA

**PATENTS:**

All Inventions  
Simple & Complex  
U.S. & International  
Software & Internet  
Business Methods

**TRADEMARKS:**

U.S. & International

**To:** Art Unit 2162 **Fax:** 571-273-8300

Attn. John E. Breene

**From:** Stoneman Law Offices, Ltd. **Date:** 9/20/06

**Re:** Application no. 09/782,873 **Pages:** 8  
(including  
this  
cover)

**URGENT**  **For Review**  **Please Reply**

**Comments:**

Dear Examiner Breene,

Attached is a copy of an urgent petition submitted by facsimile to "Mail Stop Petition" on 9/20/06.

/mdvjr/  
Michael Volk Jr.

If you do not receive all the pages, please call back as soon as possible at 602.263.9200.

**CONFIDENTIALITY NOTICE:** The documents accompanying this facsimile transmission contain legally privileged, confidential information belonging to the sender and intended only for the use of the individual or entity named as receiver above. If you are not the intended recipient, you are hereby notified that disclosure, copying, distribution or the taking of any action in reliance upon the contents of this facsimile is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone (call collect) to arrange for return of the documents to us. Thank you.

**RECEIVED**  
**CENTRAL FAX CENTER**

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

**SEP 20 2006**

---

In re Application of Petras et al.	)	
Serial No.: 09/782,873	)	Group Art Unit: 2162
Filed: 02-10-2001	)	Examiner: ALAM, SHAHID AL
For: System for creating and maintaining a database of information utilizing user opinions	)	Attorney Docket No: WC01520
	)	

---

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

***URGENT***

**PETITION TO INVOKE THE SUPERVISORY AUTHORITY  
OF THE COMMISSIONER UNDER 37 CFR 1.181  
IN MATTERS NOT OTHERWISE PROVIDED FOR.  
TO WIT: REQUEST FOR NOTICE OF ALLOWANCE.**

Dear Sir:

With regard to the above-identified application, applicant petitions that (1) a notice of allowance be issued without further delay to applicant's attorney of record, pursuant to the current status of such application as displayed on PAIR, and (2) that such application's status be immediately communicated to applicant's attorney of record. Applicant further petitions that this action be taken by the Commissioner due to the inability to acquire status information after multiple telephonic requests made to the Examiner, the Examiner's supervisor, or the Commissioner's staff after applicant asked for status information.

**STATEMENT OF FACTS**

1. Applicant filed the above-identified non-provisional patent application on 2/10/01. Such application has been pending at least over 5 years.
2. After submitting a proper amendment of the claims on 2/17/06, an allowance was counted by the Examiner on 3/20/06 and thereafter noted on PAIR. See attached Appendix A.
3. Since 3/20/06, there has been no activity noted on PAIR. See Appendix B. Further, applicant's telephonic status calls to the Examiner and to the Examiner's

supervisor have not been returned. It has been at least *six months* since this application was acted on.

4. Applicant has attempted, *for several weeks* now, to get the status of the above-referenced application. Applicant has made multiple telephone calls to the Examiner, to the Examiner's supervisor, and to the Commissioner's office. The Examiner never returned our call, apparently choosing not to return our call. The Examiner's supervisor never returned our call, apparently choosing not to return our call.
5. The most recent calls, made since the week of 9/11/06, were to the Commissioner's office. The staff member at the Commissioner's office we spoke with promised to communicate to us the status of the application that same day, but reported that definitive status was not obtained.
6. As of 9/20/06, after additional telephonic calls to the Commissioner's office staff member were not returned within two days, such applicant still does not know the status of the above-identified application, and is being irreparably harmed by the unpredictability resulting from the lack of knowledge regarding the status of the above-identified application.

#### **RELIEF REQUESTED**

Applicant's application has an allowance counted pursuant to PAIR. Applicant has a right to know the status of applicant's application. Currently, the inability to predict the status of such application is irreparably harming Petitioner.

Therefore, applicant respectfully and earnestly requests that the Commissioner grant this petition under 37 CFR 1.181, issue applicant a notice of allowance without further delay, and communicate to applicant's attorney of record the status of this application.

Applicant hereby submits a petition under 37 CFR 1.181 to invoke the supervisory authority of the Commissioner. Please charge our Deposit Account No. 50-1887, referencing our Docket No. WC01520, in the amount of \$400.00 for the fee (37 C.F.R. 1.17(f)) using fee code 1462.

If appropriate and there have been errors on the part of the Patent Office, applicant respectfully requests a refund of the petition fee.

If there are any further fees necessitated by the foregoing communication please charge such fees to our Deposit Account No. 50-1887, referencing our Docket No. WC01520, or if the amount submitted herewith is greater than the amount required, please credit any overpayment to our Deposit Account No. 50-1887.

Respectfully submitted,

Date: 9/20/06



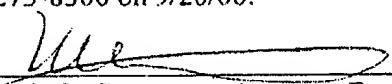
Martin L. Stoneman (18,147)  
3113 North 3rd Street  
Phoenix, AZ 85012-2601  
(602) 263-9200  
Attorney For applicant

[Cc by facsimile: Examiner, Examiner's supervisor, and Commissioner's Office]

I hereby certify that this correspondence is being transmitted, via facsimile, to the Patent and Trademark Office fax number (571)-273-8300 on 9/20/06.

Date: 9/20/06

Signature:

  
Martin L. Stoneman, Attorney For applicant

**APPENDIX A**



**APPENDIX B**

<b>United States Patent and Trademark Office</b> <a href="#">Home</a> <a href="#">Site Index</a> <a href="#">Search</a> <a href="#">FAQ</a> <a href="#">Glossary</a> <a href="#">Guides</a> <a href="#">Contracts</a> <a href="#">eBusiness</a> <a href="#">eBiz Alerts</a> <a href="#">News</a> <a href="#">Help</a>																															
<a href="#">Portal Home</a> <a href="#">Patent</a> <a href="#">Trademark</a> <a href="#">Other</a>																															
<b>Patent eBusiness</b> <ul style="list-style-type: none"> <li><a href="#">Electronic Filing</a></li> <li><a href="#">Patent Application Information (PAIR)</a></li> <li><a href="#">Patent Ownership</a></li> <li><a href="#">Fees</a></li> <li><a href="#">Supplemental Resources &amp; Support</a></li> </ul>																															
<b>Patent Information</b> <ul style="list-style-type: none"> <li><a href="#">Patent Guidance and General Info</a></li> <li><a href="#">Codes, Rules &amp; Manuals</a></li> <li><a href="#">Employee &amp; Office Directories</a></li> <li><a href="#">Resources &amp; Public Notices</a></li> </ul>																															
<b>Patent Searches</b> <ul style="list-style-type: none"> <li><a href="#">Patent Official Gazette</a></li> <li><a href="#">Search Patents &amp; Applications</a></li> <li><a href="#">Search Biological Sequences</a></li> <li><a href="#">Copiers, Products &amp; Services</a></li> <li><a href="#">Other</a> <ul style="list-style-type: none"> <li><a href="#">Copyrights</a></li> <li><a href="#">Trademarks</a></li> <li><a href="#">Policy &amp; Law Reports</a></li> </ul> </li> </ul>																															
<b>Patent Application Retrieval</b>																															
<b>Select Search Method:</b>																															
<b>Enter Number:</b> <input type="text"/> <input type="button" value="SUBMIT"/>																															
<b>Application Number:</b> <input type="text"/>																															
<b>?</b> Order Certified Application As Filed <b>?</b> Order Certified File Wrapper <a href="#">View Order List</a> 																															
<b>091782,873</b> <a href="#">System for creating and maintaining a database of information utilizing user opinions</a>																															
<table border="1"> <tr> <td><a href="#">Transaction Image File</a></td> <td><a href="#">Transaction Text File</a></td> </tr> <tr> <td><a href="#">History</a></td> <td><a href="#">Base</a></td> </tr> <tr> <td><a href="#">Data</a></td> <td><a href="#">Index</a></td> </tr> </table>		<a href="#">Transaction Image File</a>	<a href="#">Transaction Text File</a>	<a href="#">History</a>	<a href="#">Base</a>	<a href="#">Data</a>	<a href="#">Index</a>																								
<a href="#">Transaction Image File</a>	<a href="#">Transaction Text File</a>																														
<a href="#">History</a>	<a href="#">Base</a>																														
<a href="#">Data</a>	<a href="#">Index</a>																														
<b>Transaction History</b>																															
<table border="1"> <thead> <tr> <th>Date</th> <th>Transaction Description</th> </tr> </thead> <tbody> <tr> <td>03-13-2006</td> <td>Examiner Interview Summary Record (PTOL - 413)</td> </tr> <tr> <td>05-16-2001</td> <td>Information Disclosure Statement Considered</td> </tr> <tr> <td>03-07-2006</td> <td>Date Forwarded to Examiner</td> </tr> <tr> <td>02-17-2005</td> <td>Response after Non-Final Action</td> </tr> <tr> <td>11-18-2005</td> <td>Mail Non-Final Rejection</td> </tr> <tr> <td>11-12-2005</td> <td>Not Final Rejection</td> </tr> <tr> <td>09-30-2005</td> <td>Date Forwarded to Examiner</td> </tr> <tr> <td>09-25-2005</td> <td>Response to Election/Restriction Filed</td> </tr> <tr> <td>08-26-2005</td> <td>Mail Restriction Requirement</td> </tr> <tr> <td>08-22-2005</td> <td>Requirement for Restriction/Election</td> </tr> <tr> <td>06-24-2005</td> <td>Case Docketed to Examiner in GAU</td> </tr> <tr> <td>06-22-2005</td> <td>Case Docketed to Examiner in GAU</td> </tr> <tr> <td>06-07-2005</td> <td>Case Docketed to Examiner in GAU</td> </tr> <tr> <td>01-13-2005</td> <td>Case Docketed to Examiner in GAU</td> </tr> </tbody> </table>		Date	Transaction Description	03-13-2006	Examiner Interview Summary Record (PTOL - 413)	05-16-2001	Information Disclosure Statement Considered	03-07-2006	Date Forwarded to Examiner	02-17-2005	Response after Non-Final Action	11-18-2005	Mail Non-Final Rejection	11-12-2005	Not Final Rejection	09-30-2005	Date Forwarded to Examiner	09-25-2005	Response to Election/Restriction Filed	08-26-2005	Mail Restriction Requirement	08-22-2005	Requirement for Restriction/Election	06-24-2005	Case Docketed to Examiner in GAU	06-22-2005	Case Docketed to Examiner in GAU	06-07-2005	Case Docketed to Examiner in GAU	01-13-2005	Case Docketed to Examiner in GAU
Date	Transaction Description																														
03-13-2006	Examiner Interview Summary Record (PTOL - 413)																														
05-16-2001	Information Disclosure Statement Considered																														
03-07-2006	Date Forwarded to Examiner																														
02-17-2005	Response after Non-Final Action																														
11-18-2005	Mail Non-Final Rejection																														
11-12-2005	Not Final Rejection																														
09-30-2005	Date Forwarded to Examiner																														
09-25-2005	Response to Election/Restriction Filed																														
08-26-2005	Mail Restriction Requirement																														
08-22-2005	Requirement for Restriction/Election																														
06-24-2005	Case Docketed to Examiner in GAU																														
06-22-2005	Case Docketed to Examiner in GAU																														
06-07-2005	Case Docketed to Examiner in GAU																														
01-13-2005	Case Docketed to Examiner in GAU																														